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A limited liability partnership formed in the State of Delaware

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Attorneys for Plaintiff and Counterdefendant  
Fidelity and Guaranty Life Insurance Company

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

FIDELITY AND GUARANTY LIFE  
INSURANCE COMPANY, a Maryland  
Corporation,

Plaintiff,

vs.

JENNIFER L. CASTRO, an individual,  
Defendant.

AND RELATED COUNTERCLAIM.

No. C06-01685 JW

**STIPULATION FOR DISMISSAL WITH  
PREJUDICE; [PROPOSED] ORDER**

Honorable James Ware

1 IT IS HEREBY STIPULATED by and between the parties to this action, through their  
2 respective counsel of record, that the Court may make and enter its order dismissing the above-  
3 captioned action with prejudice in its entirety, each party to bear their own costs and fees.

4  
5 DATED: August 3, 2006.

6 REED SMITH LLP

7  
8 By //s// Linda B. Oliver  
9 Linda B. Oliver  
10 Attorneys for Plaintiff and Counterdefendant  
Fidelity and Guaranty Life Insurance Company

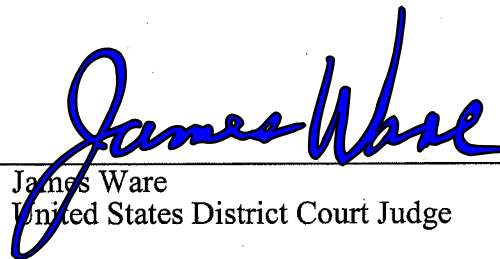
11 DATED: August 2, 2006.

12 NEEDHAM, DAVIS, KEPNER & YOUNG, LLP

13  
14 By //s// Kirsten M. Fish  
15 Kirsten M. Fish  
16 Attorneys for Defendant and Counterclaimant  
Jennifer L. Castro

17  
18 **IT IS SO ORDERED:**

19 DATED: August 7, 2006.

20  
21  
22   
23 James Ware  
United States District Court Judge

24  
25 DOCSOAK-9840538.1-LOLIVER